

**STATEMENT BY ATTORNEY OF RECORD ESTABLISHING COMMON
OWNERSHIP OF THE PRESENT APPLICATION AND U.S. PATENT NO.
6,785,102 TO FREITAG ET AL. AT TIME OF INVENTION**

Dear Examiner:

The present application having serial no. 10/777,647 to Gill and U.S. Patent No. 6,785,102 to Freitag et al. were, at the time the invention of the present application was made, owned by and/or subject to an obligation of assignment to the same entity, Hitachi Global Storage Technologies Netherlands B.V.

Respectfully submitted,

/Dominic M. Kotab/

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